

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

WILLIAM JOSEPH GRAHAM, and
CRYSTAL MYRICK, on
behalf of themselves and
all others similarly situated,

Plaintiffs,

Civil Action No.: 3:09-CV-00655

v.

JURY TRIAL DEMANDED

LEXISNEXIS RISK & INFORMATION
ANALYTICS MANAGEMENT GROUP, INC.,
REED ELSEVIER, INC.,
SEISINT, INC.,
and
PROFESSIONAL ACCOUNT SERVICES, INC.,

Defendants.

JOINT STATUS REPORT

COME NOW the Parties, Plaintiffs William Joseph Graham and Crystal Myrick (collectively, "Plaintiffs"), and Defendants LexisNexis Risk Data Management Inc. (f/k/a Seisint, Inc.), LexisNexis Risk Solutions FL Inc. (f/k/a LexisNexis Risk & Information Analytics Group Inc.), and Reed Elsevier Inc. (collectively, "the Seisint Defendants"), and through their respective Counsel of Record hereby state:

1. On September 2, 2010, the Seisint Defendants filed a Motion to Dismiss for Lack of Subject Matter Jurisdiction. (*See* Docket Nos. 88 & 89.) In connection with their Motion to Dismiss, the Seisint Defendants agree to an extension of time for Plaintiffs to respond to the Motion, which was otherwise due on September 13, 2010. That extension is addressed further in paragraph 4 below.

2. While Plaintiffs have served written discovery and that discovery remains outstanding, the Parties agree that no written discovery will be exchanged until the Court rules on the Seisint Defendants' Motion to Dismiss.

3. The Parties agree that Plaintiffs will take the deposition of Lisa Policastro, who submitted a declaration in support of the Motion to Dismiss, before responding to the Motion. The Seisint Defendants will provide dates on which Ms. Policastro is available for deposition within five business days of the filing of this Report.

4. The Parties agree that Plaintiffs will immediately order, for ordinary turnaround, the transcript from Ms. Policastro's deposition, and Plaintiffs' response to the Motion to Dismiss will be due 21 days after the date upon which they receive the transcript.

5. The Parties agree that the Seisint Defendants may file a rebuttal brief to Plaintiffs' response within ten days of service of Plaintiffs' response to the Motion to Dismiss.

6. The Parties are currently negotiating a stipulated protective order and will file, for entry by the Court, an agreed order or each Party's competing order within ten days of the date of filing of this Report.

Respectfully submitted,

Dated: September 16, 2010

/s/ Leonard A. Bennett

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Dated: September 16, 2010

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